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APPLE INC. f/k/a  
9 APPLE COMPUTER, INC.

\*E-FILED - 10/15/08\*

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14 *Co-lead Counsel for Plaintiffs*

15 [Additional Counsel Listed on Signature Page]

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 SAN JOSE DIVISION

19 IN RE APPLE IPOD NANO PRODUCTS  
20 LIABILITY LITIGATION

CASE NO.: M-06-01754-RMW  
MDL NO.: 1754

21 **STIPULATION TO**  
22 **CONTINUANCE OF CASE**  
23 **MANAGEMENT CONFERENCE**

**AND ORDER**

24 The Honorable Ronald M. Whyte  
25 Courtroom No. 6, 4th Floor  
26 Date: October 17, 2008  
27 Time: 10:30 a.m.  
28 Master Complaint Filed: Sept. 21, 2006

1 WHEREAS, a Case Management Conference is currently scheduled for October 17,2008;  
2 and

3 WHEREAS, the parties request that the Case Management Conference be continued for  
4 approximately thirty (30) days to allow for certain filings to be completed in the related state  
5 action pending in the Superior Court of California, County of Los Angeles,*iPod Nano Cases*,  
6 JCCP Case No. 4469;

7 IT IS HEREBY STIPULATED AND AGREED pursuant to the Northern District Local  
8 Rules 6-2(a), 7-12, and 16-2(e), that the Case Management Conference currently scheduled for  
9 October 17, 2008, shall be continued to November 21, 2008, at 10:30 a.m.

10 SO STIPULATED.

11 Dated: October 15, 2008

PENELOPE A. PREOVOLOS  
ANDREW D. MUHLBACH  
JOHANNA W. ROBERTS  
HEATHER A. MOSER  
MORRISON & FOERSTER LLP

15 By: /s/ Penelope A. Preovolos  
16 Penelope A. Preovolos

17 *Attorneys for Defendant*  
APPLE INC.

18  
19 Dated: October 15, 2008

STEVE W. BERMAN  
LEE M. GORDON  
ELAINE T. BYSZEWSKI  
HAGENS BERMAN SOBOL SHAPIRO LLP

21 By: /s/ Lee M. Gordon  
22 Lee M. Gordon

23 *Co-lead Counsel for Plaintiffs*

24 DAVID P. MEYER  
25 PATRICK G. WARNER  
DAVID P. MEYER & ASSOCIATES CO  
26 *Co-lead Counsel for Plaintiffs*  
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EDUARD KORSINSKY  
JOSEPH LEVI  
ZIMMERMAN, LEVI & KORSINSKY LLP

*Attorneys for Plaintiffs*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: 10/15/08

  
United States District Court Judge

1 I, Penelope A. Preovolos, am the ECF user whose ID and password are being used to file  
2 this Joint Case Management Statement. In compliance with General Order 45.X.B, I hereby  
3 attest that Lee M. Gordon has concurred in this filing.  
4

5 Dated: October 15, 2008

PENELOPE A. PREOVOLOS  
ANDREW D. MUHLBACH  
JOHANNA W. ROBERTS  
HEATHER A. MOSER  
MORRISON & FOERSTER LLP

9 By: /s/ Penelope A. Preovolos  
10 Penelope A. Preovolos

11 *Attorneys for Defendant*  
12 APPLE INC.  
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